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ATTORNEY DOCKET NUMBER 064731.0350

PATENT 10/775,929

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Koji (nmi) Takeguchi

Serial No.:

10/775,929

Filing Date:

February 10, 2004

Group Art Unit:

2633

Title:

UPGRADED FLEXIBLE OPEN RING OPTICAL NETWORK

AND METHOD

Honorable Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Pate of Signature

## REQUEST FOR STATUS

Please advise the status of the above-identified patent application. The application was filed on February 10, 2004. The filing receipt was received on May 10, 2004.

Applicant filed a Request for Status on April 19, 2005 and again on October 31,2005 has not yet received a reply. Applicant continues to await a first Office Action.

## **REMARKS**

Under 37 C.F.R. § 1.702(a)(1), it has been over fourteen months since the filing date of this Application and a Notification under 35 U.S.C. § 132 has not been received. Thus, a period of adjustment of patent term due to examination delay is accruing in accordance with 37 C.F.R. § 1.703(a)(1).

If there are any matters that can be cleared up through a telephone conversation, please contact the undersigned attorney for Applicants at the telephone number listed below.

Respectfully submitted,

BAKER BOTTS L.L.P. Attorneys for Applicant

Barron E. Showalter Reg. No. 38,302

Date: May 4, 2006

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## **CORRESPONDENCE ADDRESS:**

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